



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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Seattle, WA 98101-3140

JUL 27 2015

OFFICE OF
ENVIRONMENTAL CLEANUP

Mr. Todd Slater
Legacy Site Services, LLC
468 Thomas Jones Way
Exton, Pennsylvania 19341

RE: Draft Sediment Sampling Work Plan, Arkema Inc. Portland Facility, U.S. EPA Region 10,
Docket No. CERCLA 10-2005-0191 (June 27, 2005)

Dear Mr. Slater:

My dispute decision dated December 15, 2014 regarding Legacy Site Services, LLC (LSS) April 30, 2014 Draft Sediment Sampling Work Plan (work plan) provided a deadline of July 31, 2015 for EPA to approve or disapprove a sampling plan that was consistent with the decision. I'm writing to provide an extension to that deadline if LSS wishes to continue to work through issues to get to an approvable work plan.

Sean Sheldrake has informed me that the EPA and LSS met on April 7, 2015 to discuss EPA's February 12, 2015 comments on the work plan. Based on that meeting, LSS agreed to develop a series of memorandums providing supplemental information on three technical topics: Non-aqueous phase liquid (NAPL) evaluation, benthic risk evaluation and passive porewater sampling. EPA provided formal comments on the NAPL and passive sampling memorandums on May 19th and June 28th, 2015, respectively. In addition, teleconferences were held between EPA and LSS on May 26th and June 11th, 2015 to discuss the benthic risk memorandum and a teleconference was held on July 1, 2015 to discuss the passive sampling memorandum.

Given the steady progress described above, it appears likely that an approvable work plan could happen if more time is provided to work through remaining technical issues. I am willing to extend the deadline for EPA to approve a work plan to March 30, 2016. Should the work plan be approved, this revised date will allow for work plan implementation during the 2016 field season. The current Portland Harbor schedule calls for finalizing the Feasibility Study by the end of 2015 and completing the Proposed Plan in 2016. Based on this schedule, information gathered from work plan implementation will still serve its intended purpose of supporting pre-remedial design or remedial design for the Arkema site.

If LSS does not wish to continue to work through the remaining issues to get to an approvable work plan beyond the July 31 deadline, please notify Sean Sheldrake and EPA and LSS can proceed to terminate the Removal Action AOC per the March 31, 2014 letter from Mr. Parkinson.

Sincerely,

A handwritten signature in black ink, appearing to be 'Richard Albright', written over a vertical line.

Richard Albright, Director
Office of Environmental Cleanup

cc: Sean Sheldrake, EPA
Matt McClincy, ODEQ
Lori Cora, EPA